

SENATE BILL 2358
By Harper

AN ACT to amend Tennessee Code Annotated, Title 4, Chapter 3, Part 16; Title 4, Chapter 51 and Title 33, relative to compulsive gambling. This act makes appropriations for compulsive gambling education and treatment for an indefinite period of time.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 4-51-102, is amended by deleting item (15) in its entirety and by substituting instead the following:

(15) "Operating expense" means all costs of doing business including, but not limited to, prizes, commissions, and other compensation paid to a lottery retailer, advertising and marketing costs, rental fees, personnel costs, capital costs, depreciation of property and equipment, funds for compulsive gambling education and treatment, amounts held in or paid from a fidelity fund pursuant to § 4-51-118, and all other operating costs;

SECTION 2. Tennessee Code Annotated, Section 4-51-123, is amended by deleting subsection (h) in its entirety and by substituting instead the following language:

(h)

(1) Unclaimed prize money shall not constitute net lottery proceeds and, for the purposes of § 4-51-111(a), shall not be distributed as lottery proceeds.

The provisions of title 66, chapter 29 shall not apply to unclaimed prize money of the corporation.

(2) A portion of unclaimed prize money, not to exceed two hundred thousand dollars (\$200,000) annually, shall be earmarked for the department of mental health and developmental disabilities for the treatment of compulsive gambling disorder and educational programs related to such disorder. The

department of mental health and developmental disabilities shall prepare an annual report for the board and select committee concerning its efforts in the treatment of compulsive gambling.

(3) At the end of each fiscal year, fifty percent (50%) of any remaining unclaimed prize money in excess of the amount provided pursuant to subdivision (2) shall be added to the pool from which future prizes are to be awarded or used for special prize promotions and fifty (50%) of any remaining unclaimed prize money in excess of the amount provided pursuant to subdivision (2) shall be deposited in the after school programs special account created in accordance with § 4-51-111.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.